

FORM A

FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF IOWA

Roger Joseph Hoffert Jr.
#1026352

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CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF IOWA

(Enter above the **FULL** name and inmate
number of the plaintiff or
plaintiffs in this action.)

vs.

COMPLAINT

*① Chris Jones
② Nick Ludwick
③ Iowa Department of
Corrections ④ Tom Mulligan*

(Enter above the **FULL** name of each
defendant in this action.)

(NOTE: If there is more than one plaintiff, the information in parts I and II should be shown for EACH
plaintiff by name, using a separate sheet of paper.)

I. Previous Lawsuits:

NONE

A) Have you begun other lawsuits in state or federal court dealing with the same facts involved in
this action or otherwise relating to your imprisonment? Yes No

B) If your answer to A is "YES", please answer the questions 1 through 7. (If there is more than
one lawsuit, describe the additional lawsuits on another sheet of paper, using the same outline.)

1.) Parties to this previous lawsuit:

Plaintiffs:

NONE

Defendants:

2.) Court (If federal court, name the district; if state court, name the county.)

NONE

3.) Docket Number: *NONE*

4.) Name of Judge to whom case was assigned: *NONE*

5.) Disposition, if known (for example: Was the case dismissed? Was it appealed? Is it still pending?) *NONE*

6.) Approximate date of filing lawsuit: *NONE*

7.) Approximate date of disposition: *NONE*

II. Place of confinement:

A) Is there a prisoners grievance procedure in this institution?

Yes No

B) Did you present the facts relating to your complaint in the state prisoner grievance procedure?

Yes No

C) If your answer is Yes,

1.) What steps did you take? *I submitted a grievance, then appealed it*

2.) What was the result? *To the warden then appealed it to Des Moines to the regional Director.*

ALL my [redacted] grievances were denied.

If your answer was No, explain why not:

D) If there is no prison grievance procedure in the institution, did you complain to prison authorities?

Yes No *Does not apply / NONE*

E) If your answer is Yes:

1.) What steps did you take? *NONE*

2.) What was the result? *NONE*

III. Parties

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A) Name of Plaintiff: *Roger Joseph Hoffer Jr. #1026352*

Address: *Iowa State Penitentiary*

P.O. Box 316 Fort Madison, Iowa 52627

B) Additional Plaintiffs:

NONE

(In item C below, place the full name of the defendant in the first blank, and his official position in the second blank, and his place of employment in the third blank. Use item D for the names, position, and places of employment of any additional defendants.)

C) Defendant: Chris Jones is employed as at Iowa State Penitentiary D.O. 316
 D) Additional Defendants:

IV. ③ Nick Ludwick Warden Iowa State Penitentiary D.O. 316
 ③ Iowa Department of Corrections Iowa State Penitentiary D.O. 316
 ③ 510 East 2nd St. Fort Madison, IA 52621
 ③ Dos Mares 50319 Fort Madison Ia 52621

This complaint is brought pursuant to 42 U.S.C., § 1983, and jurisdiction is based on 28 U.S.C. § 1333 (c). Plaintiffs(s) allege(s) that the defendant(s) acted under color of state law with regard to the facts stated in part V of this complaint. ④ Tom Mulligan D.O. 316 Iowa State Penitentiary
Fort Madison Ia 52621

V. Statement of Claim

(State here as briefly as possible the FACTS of your case. You MUST state exactly what each defendant personally did, or failed to do, which resulted in harm to you. Include also the names of other persons involved (for example, other inmates) and state the date and place of all events. Attach an extra sheet if necessary and write the heading PART V CONTINUED at the top of the sheet.)

Keep to the facts. Do not give any legal arguments or cite any cases.)

On 3-19-11 I was assaulted by C/O Chris Jones and ~~other~~ other officers. Tom Mulligan and I was slapped, punched, a hard item (a radio?) was placed on my face and the C/O used his body weight to smash my face. my wrists were attempted to be broke and my nose broken. I was slapped and punched by Chris Jones and my face was smashed by Chris Jones. Chris Jones and other officers twisted my wrists (State briefly exactly what you want the court to do for you. Make no legal arguments. Do not cite cases or statutes.)

VI. Relief I am requesting the court to order the Department of Corrections to ~~make~~ make compensation to me in the amount of \$500,000.00 for violating my constitutional rights, and for my injuries, Statement regarding Assistance in preparing this Complaint.

VII. A) Did any person other than a named plaintiff in this action assist you in preparing this complaint? Yes No

B) If your answer is Yes, name the person who assisted you.

NONE

C) Signature of person who helped prepare this complaint.

(SIGNATURE)

(DATE)

VIII. Signature(s) of Plaintiff(s)

Signed this 12th day of September 20 11.

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ISP Offender Letterhead

1:00 pm

Part V Continued

September 12th

2011

(Attempting to break them or injure me. Including Tom McMilligan
Chris Jones and other C/O's? also were trying to snap my pinkie fingers. All
of this occurred at Fava Stat Penitentiary
outside of the chow hall. I did not
resist the officers' while I was
on the ground and stated repeatedly
for them to stop and made statements
like "ow", "please stop" and "you
going to break my wrists." Even after
I was being held down by Chris
Jones and also other C/O's, they continued
to injure my wrists and snap my
pinkies. I made allegations of being
punched and slapped by Lieutenant
Spanstrum that was escorting me
back which resulted in false statements
being made by Chris Jones in the Major

Part V Continued

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ISP Offender Letterhead

report that he wrote me as a result of this incident. Those statements were made to shift blame on me concerning the incident and exonerate himself and the other C/O's than any misconduct. My accusations gave him warning that his ~~Roger J. Hoffer~~ conduct would come into question # 1026352

Therefore he fabricated details and lies concerning the incident. C/S of 6-11 I began to be harassed in the hallways to and from chow and yard by C/O mulligan and other C/O's. I was threatened on more than 1 occasion that if they got fired over the incident they would "beat my ass" and if I filed a grievance they would "make me sorry" and "would kick my ass". I was

Part V Continued

ISP Offender Letterhead

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called names on several occasions
by these same officers such
as "Figgott" "snitch" and
"big tough bitch".

Loyd Hoff

#026352

I would like to state that when
the reference ~~is~~ made referring to
other officers, I am referring
to officers Tom Malligan as
well as officers that I do not
have access to the names of.

Loyd Hoff

Logan J. Haffey #1026352
(Signature of Plaintiff)

Signatures of additional plaintiffs, if any:

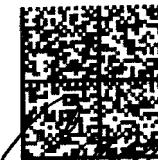
Logan Hoffert #1026852
IOWA STATE PENITENTIARY
P.O. Box 316
FT. MADISON, IA 52627

NOTICE: This correspondence was mailed from
an Institution operated by the Iowa Department
of Corrections. The contents are uncensored.

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CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF IOWA



*Clerk of Court
U.S. District Court
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Des Moines, IA
50306 - 9344*

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